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May 20, 2004

Marlene H. Dortch, Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington, D.C. 20554


Re: Time Warner ResCom of New York, LLC; Section 63.71 Application

Dear Ms. Dortch:

Enclosed for filing on behalf of Time Warner ResCom of New York LLC, please find an original and four (4) copies of Time Warner's Section 63.71 Application For Authority to Discontinue Certain U.S. Domestic Telecommunications Services. Please date-stamp the enclosed extra copy of this filing and return it in the envelope provided.

Please contact me if you have any questions at (617) 748-6847.

Very truly yours,


Meabh Purcell

MP:rtm

cc: Rodney MacDonald, Senior Attorney
Brian T. FitzGerald, Esq.
Julie Patterson

Bs95636

BEFORE THE
FEDERAL COMMUNICATIONS COMMISSION

In the Matter of)
Time Warner ResCom of New York, LLC)
Application for Authority to Discontinue)
Certain U.S. Domestic Telecommunications Services)
_____)

File No. _____

SECTION 63.71 APPLICATION

Time Warner ResCom of New York, LLC ("Time Warner ResCom") hereby requests authority pursuant to Section 214(a) of the Communications Act of 1934, as amended, 47 U.S.C. § 214(a), and Section 63.71 of the rules of the Federal Communications Commission ("Commission"), 47 C.F.R. § 63.71, to discontinue the provision of certain U.S. domestic telecommunications services in the Rochester, New York area.

Time Warner ResCom currently provides circuit-switched local exchange toll services to residential customers. While Time Warner ResCom intends to offer alternative packet-switched services, Time Warner ResCom recognizes that some customers may switch to other providers.

Time Warner ResCom provides the following information in support of this Application pursuant to Section 63.71 of the Commission's rules:

I. SECTION 63.71(a)(1)-(4) INFORMATION

- 1) Name and address of carrier:

Time Warner ResCom of New York, LLC
290 Harbor Drive
Stamford, CT 06902

2) Date of Planned Service Discontinuance:

Time Warner ResCom plans to discontinue the above-referenced services on July 15, 2004.

3) Geographic Areas Affected:

Affected customers are located in the Rochester, New York area.

4) Brief description of type of service affected:

Time Warner ResCom seeks authority to discontinue the provision of certain U.S. domestic circuit-switched local services in the Rochester, New York area. Approximately 3,000 customers will be affected.

II. NOTIFICATION REQUIREMENTS

Time Warner ResCom initially notified all affected customers of this proposed discontinuance by letter on April 14, 2004. The notification informed customers of the discontinuance of the circuit switched off and informed them of the new, packet-switched offer, in addition to the other local service providers offering service in the area. A follow up notice was sent to customers indicating that the final date for termination of this service will be July 15, 2004. Both customer notices are attached hereto as Exhibits A and B, respectively, and are in compliance with the requirements of Section 63.71(a).

Time Warner ResCom certifies that concurrent with the filing of this Application, it is submitting a copy of this Application to the New York State Governor and the Public Service Commission, and also to the Special Assistant for Telecommunications to the Secretary of Defense, as required by Section 63.71(a).

III. REGULATORY STATUS

Time Warner ResCom is regulated as a non-dominant carrier with respect to the services that it seeks authority to discontinue.

IV. CONCLUSION

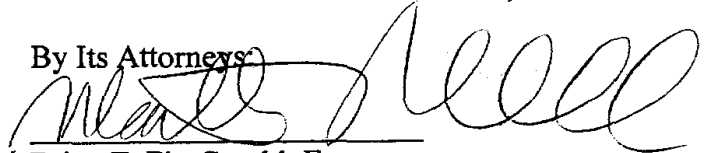
Neither the present nor future public convenience and necessity will be adversely affected by this proposed termination of service. Customers have been provided adequate notice, and the public has access to comparable domestic telecommunications services offered at competitive prices either an alternative service from Time Warner ResCom or another service provider.

For the reasons discussed above, Time Warner ResCom respectfully requests, pursuant to Section 214(a) of the Act and Section 63.71 of the Commission's rules, that the Commission approve its Section 63.71 Application to discontinue certain services to customers in the Rochester, New York area.

Respectfully submitted,

Time Warner ResCom of New York, LLC

By Its Attorneys:



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(Fax): (617) 890-9047

Dated: May 20, 2004

Time Warner Cable
71 Mt Hope Avenue
Rochester, NY 14620-1000



April 14, 2004

Dear Time Warner Cable Telephone Customer,

Thank you for being a loyal Time Warner Cable customer. As referenced in our recent letter to you, Time Warner Cable is about to embark on a change. *If you have already made arrangements to switch your service to another carrier or our new Digital Phone service, please disregard this notification.*

Time Warner Cable plans to stop providing the local residential telephone service that we are currently providing in the Rochester area. Our plan is to facilitate a seamless transition for all existing Time Warner Cable customers to a new local telephone service provider. Generally, you may find a list of carriers in your local telephone directory, and for your convenience we have included below a list of carriers serving your area, along with their telephone numbers. And, as we informed you previously, Time Warner Cable is offering a new residential all-inclusive phone service that you may also choose by calling our offices at the number below. Remember that you are free to elect the local carrier of your choice. If you require assistance, please contact Time Warner Cable at 756-5000.

Please note that this letter is to inform you of an eventual change in your local telephone service. The transition period will be at a future date in June 2004. Look for additional communications from Time Warner Cable with specific dates for the final transition and additional instructions on how to select a new carrier. We regret any inconvenience that this may cause you.

Sincerely,

Time Warner Cable

AT&T: 1-800-222-0300
Choice One Communications: 888-8 SAVE 20
Frontier Telephone Company: 777-HOME (4663)
Time Warner Cable Digital Phone: 756-1969
Upstate Telephone: 663-8237

Time Warner Cable
71 At. Plaza Avenue
Rochester, NY 14620-1000
585-756-1000



May 14, 2004

**YOU MUST CHOOSE A NEW LOCAL TELEPHONE SERVICE PROVIDER BY
JUNE 15, 2004.**

Dear Time Warner Cable Telephone Customer,

Thank you again for being a loyal Time Warner Cable customer. As referenced in our recent letter to you, we regret to inform you that as of July 15, 2004, Time Warner Cable will no longer be providing the local telephone service it offers you today. *If you have already made arrangements to switch your service to another carrier or to our new Digital Phone service, please disregard this notification.*

Our plan is to facilitate a seamless transition for all existing Time Warner Cable customers to a new local telephone service provider. **HOWEVER, YOUR ACTION IS REQUIRED! YOU MUST SELECT A NEW LOCAL TELEPHONE PROVIDER AS QUICKLY AS POSSIBLE BUT NOT LATER THAN JUNE 15, 2004 OR YOU MAY LOSE YOUR LOCAL TELEPHONE SERVICE.**

Generally, you may find a list of carriers in your local telephone directory, and for your convenience we have included below a list of carriers serving your area, along with their telephone numbers. Be aware that there may be a fee involved with changing your service to one of these carriers. And, as we informed you previously, Time Warner Cable is offering a new residential all-inclusive phone service that you may also choose by calling our office at the number below. Remember that you are free to elect the local carrier of your choice. If you require assistance, please contact Time Warner Cable at 756-1969.

Finally, we remind you of your obligation to make payment of your existing and ongoing telephone bills during the migration period.

Again, thank you for being a valued customer, and we regret any inconvenience that this may cause you.

Sincerely,

Time Warner Cable

Frontier Telephone Company: 777-HOME (4663)
Choice One Communications: 888-8 SAVE 20
Time Warner Cable Digital Phone: 756-1969

The FCC will normally authorize this proposed discontinuance of service unless it is shown that customers would be unable to receive service or a reasonable substitute from another carrier or that the public convenience and necessity is otherwise adversely affected. If you wish to object you should file your comments within 15 days after receipt of this notification. Address your comments to the Federal Communications Commission, Washington DC 20554, referencing the Section 63.71 Application of Time Warner ResCom of New York. Comments should include specific information about the impact of this proposed transaction upon you including any inability to acquire reasonable substitute service.